

UNITED STATES DISTRICT COURT

D. C. Form No. 106A Rev.

TITLE OF CASE				ATTORNEYS							
ELMER GENE MANUEL  VS  UNITED STATES OF AMERICA				For plaintiff: Pro Se U.S. Penitentiary P. O. Box 1000 Leavenworth, Kansas 66048							
				For defendant: Ben F. Baker							
STATISTICAL RECORD		COSTS		DATE		NAME OR RECEIPT NO.		REC.		DISB.	
J.S. 5 mailed 9-1-74		Clerk									
J.S. 6 mailed 4-1-75		Marshal									
Basis of Action: 2255 Motion		Docket fee									
		Witness fees									
Action arose at:		Depositions									

DATE	PROCEEDINGS	Date Order or Judgment Noted
8-28-74	1. Affidavit in forma pauperis, filed. hm	
8-28-74	2. Affidavit of petitioner, filed. hm	
8-28-74	Ordered that case is transferred to Judge Frank G. Theis, pursuant to local rules. (AEB-J)hm	
10-9-74	3. Order to Show Cause, filed, that petitioner's motion to proceed in f.p. is granted; that this Order be issued by clerk of the court, returnable within 20 days; thereafter, petitioner shall have 10 days to file a traverse; thereafter, file shall be returned to Judge Theis for further consideration. Clerk directed to mail copies of this order to all parties and to U.S. Atty. at Wichita, Kan. and U. S. Atty. at Tulsa. (FGT-J)rm <i>copies mailed</i>	
10-9-74	4. Motion pursuant to 2255, filed. rm	
10-29-74	5. Motion for ext. of time in which to respond to petitioner's 2255 motion, filed. hm <i>o t j</i>	
11-4-74	6. Order Extending time in which to respond to petitioner's 2255 motion to November 20, 1974, filed and entered (FGT-J)b <i>copies mailed</i>	
11-14-74	7. Response of the govt., filed. hm <i>(file to Judge Theis)</i>	
12-2-74	8. Answer to Govt. response, filed. g <i>to Theis</i>	
3-27-75	9. Memorandum and order, filed and entered, that motion to vacate, set aside or correct the sentence imposed in 70-CR-40 be, and the same is hereby, denied; that the J&C Order in 70-CR-40 be corrected by deleting those portions of the Order which indicate that petitioner is to receive credit on his federal sentence for the period of time he was held by U.S. Marshal for purposes of his federal trial. (Frank G. Theis-J)rm - copies mailed to petitioner, U. S. Attorney, U.S. Marshal and Warden at Leavenworth, Kansas.	